



Enforcement Division

# Advisory

To: Marine and Port Terminals, Intermodal Rail Yards, and  
Port and Rail Yard Authorities

Number 397

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## **DRAYAGE TRUCK ENFORCEMENT ADVISORY DELAY IN NONCOMPLIANT DRAYAGE TRUCK DATA COLLECTION**

### **Purpose**

The purpose of this advisory is to announce a delay in ARB's enforcement of the requirement that terminals and intermodal rail yards collect and report noncompliant truck data.

### **Background**

At its December 2007 public hearing, the California Air Resources Board (ARB) approved the *Regulation to Control Emissions from In-Use On-Road Diesel-Fueled Heavy-Duty Drayage Trucks* (Drayage Truck Regulation or Regulation). The Drayage Truck Regulation is designed to reduce diesel particulate matter and oxides of nitrogen emissions from drayage trucks operating at California's ports and intermodal rail yards.

The Regulation currently requires marine or port terminals and intermodal rail yards to collect information on trucks not compliant with the rule's regulatory requirements starting September 30, 2009 and report the information to port or rail authorities by January 15, 2010. The port and rail authorities would then be responsible for reporting all information collected from their respective terminals to the ARB by February 15, 2010.

The regulation's intended purpose of the collection of the first three months of noncompliant truck information (September 30, 2009 – December 31, 2009) was for outreach purposes only in that the first emission requirement of the regulation does not become effective until January 1, 2010. Accordingly, the delay in data collection and reporting will have NO EFFECT on expected emission reductions from the regulation.

### **What is the effect of the delay in enforcement?**

The marine or port terminals and intermodal rail yards will not have to begin collecting noncompliant drayage truck information on September 30, 2009. ARB will not take any enforcement action regarding this first collection period. Marine or port terminals and intermodal rail yards will be required to begin collection of noncompliant drayage truck information on January 1, 2010.

All subsequent reporting is to be made according to Schedules A and B as detailed in the Regulation.

### **For more information**

To obtain a copy of the Regulation or other related compliance assistance documents, visit the Drayage Truck website at <http://www.arb.ca.gov/drayagetruck>. Additional questions may be addressed by calling the toll-free Help Line at 1.888.247.4821.

If you require special accommodation or language needs, please call 1.888.247.4821 or email [drayage@arb.ca.gov](mailto:drayage@arb.ca.gov). TTY/TDD/Speech users may dial 711 for a California Relay Service.